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# CHOATE, HALL & STEWART

**A PARTNERSHIP INCLUDING PROFESSIONAL CORPORATIONS**

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j1002 U.S. PRO  
09/981623 10/16/01

Box Patent Application  
Assistant Commissioner for Patents  
Washington, DC 20231

Express Mail No.: EL603010839US  
Attorney Docket No.: 2002971-0054  
Date Filed: October 16, 2001

**UTILITY PATENT APPLICATION TRANSMITTAL**

(for new nonprovisional applications under 37 C.F.R. § 1.53(b))

Dear Sir:

Please find enclosed a patent application and papers as follows for:

Inventor(s):

Given Name (first and middle)      Family Name or Surname      Residence (City and State or Foreign Country)

**Title of the Invention:** Methods and Apparatus for Preventing Migration of Sutures  
Through Transosseous Tunnels

#### A) APPLICATION ELEMENTS:

- 1)  **Fee Transmittal Form** (original and duplicate submitted for fee processing)
- 2)  **Applicant Claims Small Entity Status** (see 37 C.F.R. § 1.27)
  - a)  Statement Verifying Small Entity Status (optional)
- 3)  **Specification** TOTAL PAGES: 20
  - Descriptive Title of the Invention
  - Cross References to Related Applications (if applicable)
  - Statement Regarding Federally Sponsored R & D (if applicable)
  - Reference to sequence listing, a table, or a computer program listing appendix
  - Background of the Invention
  - Summary of the Invention
  - Description of the Drawing (if filed)
  - Detailed Description of the Invention
  - Claim(s)
  - Abstract of the Invention

4)  **Drawing(s)** (35 U.S.C. § 113) TOTAL SHEETS: 9

a)  Formal Drawings (if checked)

5)  **Oath or Declaration** TOTAL PAGES: 5

a)  Newly Executed (original or copy)

b)  Copy from a prior application (37 C.F.R. § 1.63(d))-for continuation/divisional application

i)  Deletion of inventor(s): Signed Statement deleting inventor(s) named in the prior application, see 37 C.F.R. §§ 1.63(d)(2) and 1.33(b).

c)  Unexecuted

6)  **Application Data Sheet**. See 37 C.F.R. § 1.76.

7)  **CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix)**

8)  **Nucleotide and/or Amino Acid Sequence Submission** (if applicable, all are necessary)

a)  Computer Readable Form (CRF)

b)  Specification Sequence Listing on:

i)  CD-ROM or CD-R (2 copies); or

ii)  Paper

c)  Statements verifying identity of above copies

**B) ACCOMPANYING APPLICATION PARTS:**

9)  **Assignment Papers** (cover sheet & document(s))

10)  **37 C.F.R. § 3.73(b) Statement** (when there is an assignee)

11)  **Power of Attorney**

12)  **English Translation Document** (if applicable)

13)  **Information Disclosure Statement (IDS)/PTO-1449**

14)  **Copies of IDS Citations**

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15)  **Preliminary Amendment**

16)  **Return Receipt Postcard (MPEP 503)** (specifically itemized)

17)  **Certified Copy of Priority Document(s)** (if foreign priority is claimed)

18)  **Nonpublication Request under 35 U.S.C. § 122(b)(2)(B)(i)**

19)  **OTHER:** (if applicable, specified below)

C) **FOR CONTINUING APPLICATIONS:** (the appropriate box is checked, and certain information is provided below and in a preliminary amendment)

continuation       divisional       continuation-in-part (CIP)

of prior application no.: 09/234,022

filed: January 19, 1999

examiner: Brown, M.

group/art unit: 3764

**for continuation or divisional applications only:** The entire disclosure of the prior application, from which an oath or declaration is supplied as detailed above, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference.

D.) **PRIORITY CLAIM(S):**

This application claims the benefit under 35 U.S.C. § 120 of any United States application(s) or PCT international application(s) designating the United States of America listed below:

<u>Application Serial No.</u>	<u>Filing date</u>	<u>Status (patented, pending, abandoned)</u>
08/689,443	August 9, 1996	issued
08/163,130	December 6, 1993	issued
07/765,445	September 25, 1991	issued
07/588,055	September 25, 1990	abandoned

This application claims the benefit under 35 U.S.C. § 119(e) of any United States provisional application(s) listed below:

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Application Serial No.

Filing date

Status (pending, expired, abandoned)

**E) METHOD OF PAYMENT OF FILING FEES FOR THIS APPLICATION:**

- Applicant claims small entity status 37 C.F.R. § 1.27.
- A check is enclosed to cover the filing fees.
- The commissioner is hereby authorized to charge filing fees or to credit any overpayment to deposit account number 03-1721.

Basic Filing Fee (Large Entity)	\$740.00
Additional Fees:	
Total Number of Claims in excess of 20: (21– 20) x \$18	\$18.00
Number of Independent Claims in excess of 3:(7– 3) x \$84	\$336.00
Multiple Dependent Claims 280:	<u>\$0.00</u>
Total Filing Fee:	<u>\$1,094.00</u>

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F) CORRESPONDENCE ADDRESS:



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Respectfully Submitted,

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